



Clarendon County Regular Council Meeting

Monday, August 13, 2018

6:00 PM

Council Chambers

Those in attendance:

Chairman Dwight L. Stewart, Jr.
Councilman Billy G. Richardson
Councilman AC English
Clerk to Council, Dorothy M. Levy

Vice Chairman W.J. Frierson
Councilman Benton Blakely
County Administrator, David W. Epperson

Press in attendance: Manning Times, Laura Stone

Others in attendance included:

Lynden Anthony	Tammy Rodvansky	Chief Francis Richbourg	Patricia Pringle
Charlotte Johnston	Mary Cooper	Madalyn Lighthill	John Lighthill
David W. Gleeson, Sr.	Tish Lynn	Joe Witt	Jennifer Powell
Margaret Sowell	Linda Lemon	And other Clarendon County Residents	

Chairman Stewart called the meeting to order at 6:00 pm. Vice Chairman Frierson led the invocation. The Pledge of Allegiance was recited in unison.

1 Approval of the Agenda

On motion by Councilman Blakely and Seconded by Councilman Richardson, Council voted Unanimous Approval to the agenda for August 13, 2018.

2. Approval of Minutes

On motion by Councilman English and Seconded by Vice Chairman Frierson, Council voted Unanimous Approval to the council meeting minutes for the Regular Council Meeting, which was held on July 9, 2018

On motion by Councilman English and Seconded by Councilman Richardson, Council voted Unanimous Approval to the council meeting minutes for the Special Called Council Meeting, which was held on July 31, 2018.

3. Service Awards Recognition

Prior to the business session of the Regular Council Meeting, Chairman Stewart, Administrator Epperson, and Linda Lemon, Director of Human Resources, presented five employees with service awards. The awards were presented as listed:

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|------------------|----------|------------------|----------|
| • Brandon Baxley | 5 Years | Linda Jones-Sabb | 30 Years |
| • Terri Ridgeway | 5 Years | Ronald Shepp | 30 Years |
| • Pamela Joyner | 10 Years | | |

4. Presentation – The Center for Heirs Property Preservation

Ms. Tish Lynn, Director of Communication, began her presentation by stating that the Center for Heirs Property Preservation is a Not for Profit Organization that was around since 2005. She stated that their biggest partner is the United States Department of Agriculture (USDA). Ms. Lynn continued by stating that Heir Property is property that was handed down from ancestors without a will.

Ms. Lynn continued by stating that The Center of Heirs Property Preservation requires 100% heir agreement

in order to proceed on a client's behalf which is a difficult process. She stated that each heir has a right to his or her opinion about what to do with the land. Ms. Lynn further stated that the Center's attorney serves as an objective, neutral, non-family member in the process. She concluded by stating that the investment is worthwhile and the Center for Heir Property Preservation just opened an Office in Orangeburg.

Chairman Stewart thanked Ms. Lynn for her presentation.

5. Resolution

Administrator Epperson presented Council with a Resolution - A Resolution to Approve the Memorandum of Understanding and Agreement Between the County and the South Carolina Association of Counties relating to the South Carolina Association of Counties being Authorized and Designated as the Claimant Agent for the County Pursuant to the Setoff Debt Collection Act of 2003, As Amended, and to Authorize the County Treasurer of Clarendon County to Use the Procedures Provided in Chapter 56, Title 12 as the Initial Step in the Collection of Delinquent Taxes.

On motion by Councilman Richardson and Seconded by Councilman Blakely, Council voted Unanimous Approval to the Resolution to approve the Memorandum of Understanding and Agreement Between the County and the South Carolina Association of Counties relating to the South Carolina Association of Counties being Authorized and Designated as the Claimant Agent for the County Pursuant to the Setoff Debt Collection Act of 2003, As Amended, and to Authorize the County Treasurer of Clarendon County to Use the Procedures Provided in Chapter 56, Title 12 as the Initial Step in the Collection of Delinquent Taxes.

6. Public Hearing – Ordinance 2018-05

Chairman Stewart stated that the Public Hearing is now open for Ordinance 2018-05. The Public Hearing began at 6:23 pm.

Ms. Maria Rose, Planning Director, stated that Ordinance 2018-05 is An Ordinance of the County Council of Clarendon, South Carolina to Amend Clarendon County Ordinance #2011-05 A/K/A the County's Unified Development Code. Ms. Rose stated that the amendment would delete Solar Farms as an allowable use and the property would have to be rezoned to allow Solar Farms as a permitted use in the Performance Zone.

Chairman Stewart asked if there were any comments. Hearing none, he stated that the Public Hearing will close. The Public Hearing closed at 6:25 pm.

7. Ordinance 2018-05

On Motion by Councilman English and Seconded by Councilman Richardson, Council voted Unanimous approval to the Second Reading of Ordinance 2018-05 - An Ordinance of the County Council of Clarendon, South Carolina to Amend Clarendon County Ordinance #2011-05 A/K/A the County's Unified Development Code

8. Public Hearing for Ordinance 2018-06

Chairman Stewart stated that the Public Hearing is now open for Ordinance 2018-06. The Public Hearing began at 6:28 pm.

Ms. Rose stated that this is a change that was recommended by the Planning Commission to Amend the County's Official Zoning Map Designation for Tap Map Parcel #219-00-01-050-00 from Single Family Residential (SFR) to Agriculture II (AGII) and Providing an effective date.

Chairman Stewart asked if there were any comments. Hearing none, he stated that the Public Hearing will close. The Public Hearing closed at 6:29 pm.

9. Ordinance 2018-06

On motion by Councilman Blakely and Seconded by Vice Chairman Frierson, Council voted Unanimous Approval to the Second Reading of Ordinance 2018-06, An Ordinance of the County Council of Clarendon,

South Carolina to Amend the County's Official Zoning Map Designation for Tax Map Parcel #219-00-01-050-00; From Single Family residential (SFR) to Agriculture II (AGII) and Providing an Effective Date.

10. Public Hearing for Ordinance 2018-07

Chairman Stewart stated that the Public Hearing is now open for Ordinance 2018-07. The Public Hearing began at 6:30 pm.

Chief Frances Richbourg, Fire Chief, stated that this would allow the Clarendon County Fire Service Rescue to collect fees from people traveling through Clarendon County. She stated that an Outside Firm would handle the processing and the Fire Department would provide them with an incident report.

Administrator Epperson stated that this would only apply to vehicles that are not registered in Clarendon County and it would be a set-fee set by the Insurance Company.

- Patricia Pringle, Auditor of Clarendon County, what if your Liability Insurance does not cover that?
- Administrator Epperson responded by stating that if your insurance does not cover it then you will not be charged.
- Patricia Pringle, asked if it's a County Employee that does not live in the county.
- Chief Richbourg replied by stating that their Insurance would cover the fee. She also stated that 45% of calls are from people outside of the County.
- Mary Cooper, asked who will be charged?
- Chief Richbourg replied by stating that the Insurance Company would cover it
- Sheriff Baxley, asked how many other Counties are doing this?
- Chief Richbourg stated that she did not know.
- Administrator Epperson replied by stating that there are a lot of counties that have an Interstate running through them and this was a Law that past last year.

Chairman Stewart stated that the Public Hearing would now close. The Public Hearing began at 6:39 pm.

11. Ordinance 2018-07

On motion by Vice Chairman Frierson and Seconded by Councilman Richardson, Council voted Unanimous Approval to the Second Reading of Ordinance 2018-07, An Ordinance Establishing and Implementing a Program to Charge Mitigation Rates for the Deployment of Emergency and Non-Emergency Services by the Clarendon County Fire Rescue Department for Services Provided or Rendered by the Clarendon County Fire-Rescue Department.

12. Public Hearing for Ordinance 2018-09

Chairman Stewart stated that the Public Hearing is now open for Ordinance 2018-09. The Public Hearing began at 6:40 pm.

Administrator Epperson stated that this Ordinance has three separate Projects under on Ordinance.

George Kosinski, Development Board Director, stated that it took over 8 months working on this project and the Company is not ready to make a formal announcement that's why this project is going under the name Project Cranberry.

Chairman Stewart asked if there were any comments. Hearing none, he stated that the Public Hearing will close. The Public Hearing closed at 6:42 pm.

13. Ordinance 2018-09

On motion by Councilman Blakely and Seconded by Councilman English, Council voted Unanimous Approval to the Second Reading of Ordinance 2018-09, An Ordinance Authoring Pursuant to Title 12, Chapter 44 of the Code of Laws of South Carolina 1976, as Amended, the Execution and Delivery of Fee-In-Lieu of Ad Valorem Taxes Agreements by and Between Clarendon County, South Carolina and certain Companies as Sponsor Identified for the time being as Project Cranberry, to Provide for Fee-In-Lieu of Ad Valorem Taxes Incentives and

Certain Special Source Revenue Credits; and to Modify a Joint County Industrial and Business Park of Clarendon and Sumter Counties so as to Enlarge the Park; and Other Matters.

14. Financial Report

Mr. Lynden Anthony, CFO, began his report by stating the following: The County has 4.5% more vehicles tax collection this year than the same time last year.

- **The General Fund** had Expenditures of \$1,776,165 and Revenue figures were not available as of July 31, 2018.
- **Water and Sewer Department** had Operating Revenue of \$61,181 and Operating Expenses of \$57,044 as of July 31, 2018. He stated that after depreciation and Bond interest expense the Water and Sewer Department had Net Utility Loss of \$29,961.
- **Weldon Auditorium** did not have any Revenue for the month ending July 31, 2018 and total Expenses were \$10,074. He stated that the Weldon Auditorium ended the month of July 2018 with a deficit of \$10,074.
- **The C-Fund Program** for the month of July 2018 had a Cash Balance of \$2,047,164 of which \$1,117,337 has been committed to remaining local paving projects, State Construction Projects in Progress and State Proviso Funds. He stated that the C-Fund Program had an Uncommitted Balance of \$929,827 as of the end of July 2018.
- **Accommodation Tax Committee** collected \$138,330 as of June 30, 2018 and had Expenses of \$159,972. He concluded his report by stating that the Accommodation Tax Committee has a deficit of 20,642 as of Fiscal Year Ending June 30, 2018.

15. Administrator's Report

Administrator Epperson began his report by giving Council an update on the following projects:

- **USDA Phase II** – awaiting approval by USDA to proceed to bid.
- **Eagle Pointe Connector (Phase 3A)** –plans have been submitted to DHEC and have been approved. Solicitation and bidding should begin soon.
- **Road Paving**
 - a. 75% C-Funds (County Portion) – The Home on the Green Subdivision paving project has been completed. Survey and design work continue on the Bethlehem Group and Winnwood Drive. Paving is anticipated in late 2018/early 2019.
 - b. 25% C-Funds (State Portion) –Powell Circle in Turbeville has been completed.
- **Misc.**
 - a. As a reminder, County Council members are scheduled to attend a Comprehensive Plan workshop with the Planning Department Officials and Staff on August 23 at 9:30 am to discuss information that has been received in regards to the upcoming comprehensive plan.
 - b. Recreation Department registration for soccer, flag football, tackle football, cheerleading and volleyball is currently underway.
 - Councilman Blakely asked what about the trash ordeal involving a Church.
 - Administrator Epperson stated that the individual received a litter ticket and the church was not responsible for the trash.
 - Councilman Blakely stated that Ernest Cooper wants to have an event at the New Zion ball field but the ball field is in terrible shape. He asked who cuts the grass because the ball field looks like a hay field. Councilman Blakely stated that the ball field needs to be completely redone because this needs to be a place where people can have events. He further stated that nobody is taking care of the facility.
 - Administrator Epperson replied by stating that he will contact Lebon Joye, Recreation Director, to see what can be done about the New Zion Recreation Facility.
 - Ernest Cooper stated that the road to the facility and the facility need to be kept just like the facility in Manning.

16. Chairman's Report

Chairman Stewart began his report by stating that he was elected as the First Vice President of the Association of Counties for this year and next year he would be the President of the Association of Counties.

17. Executive Session

Chairman Stewart asked for a motion to go into Executive Session to discuss two issues. A personnel issue within the Probate Court and a Legal Briefing within Clarendon County Voter Registration and Election Commission.

On Motion by Vice-Chairman Frierson and Seconded by Councilman Richardson, Council voted Unanimous Approval to go into Executive Session to discuss two issues. A personnel issue within the Probate Court and a Legal Briefing within Clarendon County Voter Registration and Election Commission.

The Executive Session began at 7:08.

18. Open Session

Chairman Stewart asked for a motion to come out of Executive Session and back into Open Session.

On Motion by Councilman Blakely and Seconded by Councilman English, Council voted Unanimous Approval to come out of Executive Session and back into Open Session.

The Executive Session ended at 8:34 pm.

1. Personnel -Probate Court – Chairman Stewart stated that no actions will be taken on the Personnel Issue with the Probate Court.
2. Legal Briefing - Clarendon County Voter Registration and Election Commission. Administrator Epperson stated that the Third Circuit Court Judge Ferrell Cothran dismissed the matter in part based on state law in reference to the qualification required to be a Coroner. He stated that Ms. Samuels-Cooper does not have the qualification to be a Coroner and she is not qualified to be Coroner. Administrator Epperson concluded that a Special Primary for Coroner would be scheduled and the filing period would begin on August 13th and close at noon one week later.

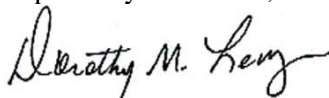
19. Adjournment

Chairman Stewart stated that we have exhausted our agenda and he asked for motion to adjourn the Council Meeting.

On Motion by Councilman Richardson and Seconded by Vice-Chairman Frierson, Council voted Unanimous Approval to adjourn the Council Meeting.

The Council Meeting adjourned at 8:37 pm.

Respectfully Submitted,



Dorothy M. Levy
Clerk to Clarendon County Council, CCC

